

Remarks

Claim Status

No claims have been amended, canceled or added. No new matter is introduced.

Claim Rejections Under 35 U.S.C. § 112, second paragraph

The Examiner has requested a reply to the rejection of claims 4, 12, 16, 79 and 89 under 35 U.S.C. § 112, second paragraph.


Claims 4, 79, and 89 have been rejected for a lack of antecedent basis. Claims 4, 79, and 89 have been canceled in the reply to office action filed on July 7, 2005. Thus, it is believed that the rejection is moot.

Claims 12 and 16 have been rejected because according to the office action it is "unclear whether the claims are drawn to a product or process." Claims 12 and 16 are both directed to a product, specifically RNA. The claims are in the format of a "product by process" in which the product is defined by the process of making it. "A product-by-process claim, which is a product claim that defines the claimed product in terms of the process by which it is made, is proper." (MPEP 2173.05(p)). Thus, it is requested that the rejection be withdrawn.

Summary

It is believed that the claims are in condition for allowance. A prompt and favorable action is earnestly solicited. If there are any questions or comments regarding this Response or application, the Examiner is encouraged to contact the undersigned attorney as indicated below.

Respectfully submitted,

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